

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 523 be amended to read as follows:

- 1 Page 1, between lines 10 and 11, begin a new paragraph and insert:
- 2 "SECTION 3. IC 12-14-1-1 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) Assistance under
- 4 AFDC shall be given to a dependent child who otherwise qualifies for
- 5 assistance if the child is living in a family home of a person who is:
- 6 (1) at least eighteen (18) years of age; and
- 7 (2) the child's relative, including:
- 8 (A) the child's mother, father, stepmother, stepfather,
- 9 grandmother, or grandfather; or
- 10 (B) a relative not listed in clause (A) who has custody of the
- 11 child under a court order.
- 12 (b) A parent or relative and a dependent child of the parent or
- 13 relative are not eligible for AFDC assistance when the physical custody
- 14 of the dependent child was obtained for the purpose of establishing
- 15 AFDC eligibility.
- 16 (c) **Except as provided in IC 12-14-29**, a person convicted of an
- 17 offense under IC 35-43-5-7 or IC 35-48-4 is not eligible to receive
- 18 assistance under AFDC for the following periods:
- 19 (1) If the conviction is for a misdemeanor, the person is not
- 20 eligible to receive assistance under AFDC for one (1) year after
- 21 the conviction.
- 22 (2) If the conviction is for a felony, the person is not eligible to
- 23 receive assistance under AFDC for ten (10) years after the
- 24 conviction.
- 25 (d) The assistance paid to a dependent child under this section may

1 not be affected by the conviction of a parent or an essential person of  
 2 the dependent child under subsection (c).".

3 Page 2, line 34, delete "is a resident of a county having a reentry"  
 4 and insert "is:

5 **(A) a resident of a county having a reentry court program**  
 6 **and is successfully participating in the reentry court**  
 7 **program; or**

8 **(B) participating in a substance abuse treatment provided**  
 9 **by an addiction services substance provider certified by the**  
 10 **division of mental health and addiction under IC 12-23 or**  
 11 **by an addiction treatment services program operated by**  
 12 **the federal government."**

13 Page 2, delete line 35.

14 Page 2, line 36, delete "of" and insert "of:

15 **(A)".**

16 Page 2, line 37, after "substances)" insert "; or

17 **(B) an offense under federal law:**

18 **(i) that is classified as a felony; and**

19 **(ii) one of the elements of which is the possession, use, or**  
 20 **distribution of a controlled substance (as defined in 21**  
 21 **U.S.C. 802(6));".**

22 Page 2, line 37, beginning with "for" begin a new line single block  
 23 indented.

24 Page 2, delete lines 41 through 42.

(Reference is to ESB 523 as printed April 5, 2005.)

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Representative Foley